



California Regional Water Quality Control Board Central Valley Region

Karl E. Longley, ScD, P.E., Chair



Linda S. Adams
Secretary for
Environmental Protection

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<http://www.waterboards.ca.gov/centralvalley>

Arnold Schwarzenegger
Governor

NOTICE OF VIOLATION

28 August 2008

CERTIFIED MAIL

7007 0220 0003 1934 8743

Mr. Michael Sommers
Winemucca Trading Company Limited, Inc.
P.O. Box 4261
Incline Village, NV 89450

FAILURE TO SUBMIT INTERIM REPORT FOR ABOVEGROUND TANK WASTE REMOVAL ACTIVITIES AND FAILURE TO COMPLY WITH CLEAN-CLOSURE WORK PLAN FOR HOLDING BASINS AND CLARIFIERS, WINEMUCCA TRADING COMPANY LIMITED, INC., SHASTA COUNTY, SCP #2050189

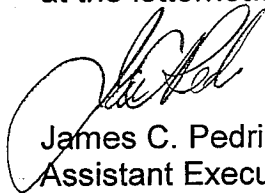
On 4 June 2008, California Regional Water Quality Control Board Central Valley Region (Regional Water Board) staff approved the *Work Plan, Characterization and Disposal of Potentially Hazardous Waste Contained in Aboveground Storage Tanks (ASTs)* and requested Winemucca Trading Company Limited, Inc., (Winemucca) submit an *Interim Report* describing the results of work plan Task 1—agency file review to identify potential hazards; Task 2 - identify licensed contractor to characterize, remove, and properly dispose of waste in each tank; Task 3 - waste characterization by selected contractor; and Task 4 - verify appropriate disposal facilities/obtain Regional Water Board approval of disposal method. As indicated in the attached Regional Water Board staff memorandum, Winemucca has failed to submit the required Interim Report, **by 15 August 2008**, and may fail to complete waste removal/offsite disposal; *by 1 September 2008*, and submittal of a completion report *by 1 October 2008*

On 26 June 2008, Regional Water Board staff approved the *Clean Closure Work Plan for Clarifiers and Holding Basins* describing the following activities; Task 1 - using existing piping, transfer water from clarifiers and holding basins to wastewater treatment lagoon pond 1; Task 2 - dewater sludge by spreading and turning the holding basin waste to maximize evaporation until the average water content is less than 50 percent; Task 3 - collect samples to characterize the waste in accordance with Anderson Landfill acceptance criteria; Task 4 - excavation, transportation, and waste disposal at Anderson Landfill; Task 5 - verification sampling for dioxin and furan congeners to achieve EPA Preliminary Remediation Goals (PRGs) for Industrial Exposure; and Task 6 - prepare and submit completion report. On 21 August 2008, Winemucca discharged holding basin #1 waste on a concrete slab in violation of approved clean-closure clarifier and holding basin work plan Task 4.

Board staff intends to bring Winemucca's continued failure to comply with staff directives to the future Regional Water Board hearing for Administrative Civil Liability Complaint No. R5-2008-0717. Therefore, Regional Water Board staff encourages you to contact a properly licensed individual **immediately** to assist your staff in achieving compliance with the approved work plans and Board staff directives.



If you have any questions, please contact Karen Clementsen of my staff at (530) 224-4852 or at the letterhead address.




James C. Pedri, P.E.
Assistant Executive Officer

KLC: knr

cc w/encl: Carla Serio, Shasta County Department of Resource Management, Redding
Jeffory Scharff, Scharff, Brady & Vinding, Sacramento
Wendy Johnston, VESTRA Resources, Inc., Redding
Greg O'Sullivan, Shasta EDC, Redding
Gail Mellow, SCCHE, Anderson

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<p>1. Article Addressed to:</p> <p>Michael Sommers</p> <p>P.O. Box 4261</p> <p>Incline Village, NV 89450</p>		<p>B. Received by (Printed Name) <u>NICK HARPER</u> C. Date of Delivery <u>9/4/08</u></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If YES, enter delivery address below: <u>SEP 08 2008</u></p>	
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